

#1635

PATENT  
Docket No. 0690-0110P

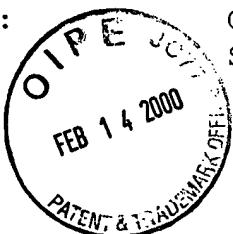
## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Wolfgang M. FRANZ et al.

APPLN. NO.: 09/068,751 GROUP: 1635

FILED: November 2, 1998 EXAMINER: M. Schmidt

FOR: GENE-THERAPEUTIC NUCLEIC ACID CONSTRUCT, PRODUCTION OF SAME AND USE OF SAME IN THE TREATMENT OF HEART DISEASE

**LARGE ENTITY TRANSMITTAL FORM**Assistant Commissioner of Patents  
Washington, DC 20231

February 14, 2000

Sir:

Transmitted herewith is an amendment in the above-identified application.

The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR			PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	54	-	20	=	34	\$ 18	\$612.00
INDEPENDENT	4	-	3	=	1	\$ 78	\$ 78.00
FIRST PRESENTATION OF A MULTIPLE CLAIM						\$260	\$ 0.00
						TOTAL	\$690.00

RECEIVED  
FEB 16 2000  
MAIL ROOM

Petition for one (1) month extension of time pursuant to 37 CFR §§ 1.17 and 1.136(a). \$110.00 for the extension of time.

No fee is required.

A check in the amount of \$800.00 is enclosed.

Please charge Deposit Account No. 02-2448 in the amount of \$           . This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Mark J. Nuell  
Gerald M. Murphy, Jr.  
Reg. No. 28,977

Mark J. Nuell  
Reg. No. 36,623

P.O. Box 747  
Falls Church, Virginia 22040-0747  
(703) 205-8000

GMM/DRN/las  
690-110P

PATENT  
Docket No. 0690-0110P

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Wolfgang M. FRANZ et al.

APPLN. NO.: 09/068,751 GROUP: 1635

FILED: November 2, 1998 EXAMINER: M. Schmidt

FOR: GENE-THERAPEUTIC NUCLEIC ACID CONSTRUCT, PRODUCTION OF  
SAME AND USE OF SAME IN THE TREATMENT OF HEART DISEASE



**AMENDMENT**

Assistant Commissioner of Patents  
Washington, DC 20231

February 14, 2000

Sir:

In response to the Office Action dated October 14, 1999, the period for response having been extended one (1) month to February 14, 2000, the following amendments and remarks are respectfully submitted in connection with the above-identified application.

***In the Specification:***

Please amend the specification as follows.

Page 13

Line 2, delete "constructed"

Line 9, change "homologue" to --homologous--

Page 14

Line 8, change "agar sail" to --agarose gel--

Line 13, change "agar sail" to --agarose gel--

02/15/2000 SDOJNS 00000113 09068751  
01 FC:102  
02 FC:103  
03 FC:115

11/B  
M.J.J  
4/26/00